

**PATENT**

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re application of: WIJAYA et al.

Attorney Docket No.: WVANP013

Application No.: 09/750,385

Examiner: THEIN, Marie Teresa T.

Filed: December 27, 2000

Group: 3627

Title: TECHNIQUE FOR IMPLEMENTING ITEM  
SUBSTITUTION FOR UNAVAILABLE ITEMS  
RELATING TO A CUSTOMER ORDER

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**CERTIFICATE OF FACSIMILE**

I hereby certify that this correspondence is being  
transmitted via facsimile to: Commissioner for  
Patents, Alexandria, VA 22313-1450 on August 10, 2006.

Signed:

  
Printed Name: Patricia Tate**INFORMATION DISCLOSURE STATEMENT**  
**37 CFR §§1.56 AND 1.97(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The references listed in the attached PTO Form 1449, a copy of which is attached, may be material to examination of the above-identified patent application. Applicants submit this reference in compliance with their duty of disclosure pursuant to 37 CFR §§1.56 and 1.97. The Examiner is requested to make this citation of official record in this application.

This Information Disclosure Statement is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that this reference indeed constitutes prior art.

This Information Disclosure Statement is being filed after the mailing date of the first Office Action on the merits, or after three months of the filing date of this application, whichever event occurred last, but it is believed before the mailing date of either: (i) a final action under §1.113 or (ii) a notice of allowance under §1.311, whichever occurs first.

Appln. No. 09/750,385

-1-

Atty. Docket No. WVANP013

Accompanying this Information Disclosure Statement is

- ☒ a statement as specified in 37 CFR 1.97(e); or  
☐ the fee set forth in 37 CFR 1.17(p).

**37 CFR §1.97(e) Statement**

The undersigned hereby states: that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

Respectfully submitted,



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<b>Form 1449 (Modified)</b>  <b>Information Disclosure Statement By Applicant</b>  (Use Several Sheets if Necessary)	Atty. Docket No.	WVANP013
	Application No.:	09/750,385
	Applicant	WIJAYA et al.
	Filing Date	December 27, 2000
	Group	3627
		Page 1 of 1

## U.S. Patent Documents

Examiner Initial	No.	Patent No.	Date	Patentee	Class	Sub-class	Filing Date
	1.	4,799,156	Jan-89	Shavit et al.			
	2.						

## Foreign Documents

Init.		Document No.	Date	Country	Class	Subclass	Translation	
							Yes	No

## Other Documents (Including Author, Title, Date, Pertinent Pages, etc.)

	A	Hyten, Todd, "Stop & Shop mulls online grocery store", Boston Business Journal (Boston, MA, US), Volume: 16, Number: 6, Page: 1, March 22, 1996.
	B	Pearce, Michael R. "From carts to clicks", Ivey Business Quarterly, Vol. 63, No. 1, Page: 69-71, Autumn 1998.
	C	"Peapod Interactive Grocery Shopping and Delivery Service Now Delivers Via the Internet", Press Release, peapod.com, April 22, 1996, pp. 1-2.
	D	Worth Wren Jr., Fort Worth Star-Telegram Texas, "Albertson's Expects Online Grocery Shopping To Boom", KRTBN KNIGHT-RIDDER TRIBUNE BUSINESS NEWS (FORT WORTH STAR-TELEGRAM, TEXAS), November 09, 1998.
	E	www.peapod.com, including Introduction to Peapod; How Peapod Works; Peapod: Choosing a Delivery Time; Peapod: Sending Your Order; Retrieved from Internet Archive (web.archive.org) on 7/23/06, alleged date November 13, 1996, pp. 1-9.
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Examiner	Date Considered
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Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered.  
Include copy of this form with next communication to applicant.